

## Message Text

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ACTION IO-13

INFO OCT-01 ADP-00 AF-10 ARA-11 EA-11 EUR-25 NEA-10 RSC-01

IOE-00 INRE-00 USIE-00 SSO-00 CCO-00 NSCE-00 CIAE-00

DODE-00 PM-09 H-02 INR-09 L-03 NSAE-00 NSC-10 PA-03

PRS-01 SS-14 ACDA-19 T-03 OMB-01 RSR-01 SR-02 ORM-03

EB-11 AID-20 OIC-04 GAC-01 /198 W  
----- 039902

O R 131313 Z MAR 73

FM USMISSION GENEVA

TO SECSTATE WASHDC IMMEDIATE 8266

INFO USMISSION USUN NEW YORK

LIMITED OFFICIAL USE SECTION 1 OF 2 GENEVA 1108

E. O. 11652: GDS

TAGS: SOCI, ECOSOC

SUBJECT: HUMAN RIGHTS COMMISSION - MIDDLE EAST ( ITEM 6)

1. FOLLOWING TEXT OF DRAFT RESOLUTION HANDED TO USDEL BY EGYPT  
PRIOR TO FORMAL TABLING LATE MARCH 13 OR MARCH 14. ANTICIPATE  
VOTE COULD BE TAKEN AS EARLY AS AFTERNOON MARCH 14:  
THE COMMISSION ON HUMAN RIGHTS,

GUIDED BY THE PRICIPLES AND PURPOSES OF THE CHARTER OF THE UN,  
AS WELL AS THE PRICIPLES PROVISIONS OF THE UNIVERSAL DECLARATION  
OF HUMAN RIGHTS,

BEARING IN MIND THE PROVISIONS OF THE FOURTH GENEVA CONVENTION  
OF 12 AUG 1949, RELATIVE TO THE PROTECTION OF CIVILIAN PERSONS  
IN TIME OF WAR,

RECALLING THE PERTINENT UN RESOLUTIONS ON THE PROTECTION OF  
HUMAN RIGHTS AND THE FUNDAMENTAL FREEDOMS OF THE INHABITANTS OF  
THE OCCUPIED ARAB TERRITORIES,

FURTHER RECALLING THAT THE GENERAL ASSEMBLY IN ITS RESOLUTION  
2949 ( XXVII) DECLARED " THAT CHANGES CARRIED OUT BY ISRAEL IN THE  
OCCUPIED ARAB TERRITORIES IN CONTRAVENTION OF THE GENEVA CONVEN-  
TIONS OF 1949 ARE NULL AND VOID" AND CALLED " UPON ALL STATES NOT  
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TO RECOGNIZE ANY SUCH CHANGES AND MEASURES CARRIED OUT BY ISRAEL IN THE OCCUPIED ARAB TERRITORIES",

TAKING NOTE OF THE REPORTS OF THE UN AND OTHER INTERNATIONAL HUMANITARIAN ORGANIZATIONS ON THE SITUATION OF THE INHABITANTS OF THE OCCUPIED ARAB TERRITORIES,

GREATLY ALARMED BY THE CONTINUATION OF THE VIOLATIONS OF HUMAN RIGHTS AND FUNDAMENTAL FREEDOMS, BY ISRAEL, IN THE OCCUPIED ARAB TERRITORIES, IN PARTICULAR THE DESTRUCTION OF HOUSES, EXPROPRIATION OF ARAB PROPERTIES, ILL TREATMENT OF PRISONERS, PILLAGING OF THE ARCHEOLOGICAL AND CULTURAL HERITAGE AND THE EXPLOITATION OF NATURAL RESOURCES,

DEEPLY CONCERNED BY THE FACT THAT ISRAEL CONTINUES TO ESTABLISH ISRAELI SETTLEMENTS IN THE OCCUPIED ARAB TERRITORIES, ENCOURAGES MASSIVE IMMIGRATION TO THAT END, CONTINUES TO DEPORT AND TRANSFER THE INDIGENOUS ARAB POPULATION AND REFUSES THE RETURN OF THE REFUGEES AND DISPLACED PERSONS TO THEIR HOMES,

CONVINCED THAT ISRAEL' S DELIBERATE POLICY OF ANNEXATION AND OF SETTLEMENT IN THE OCCUPIED ARAB TERRITORIES IS IN CONTRAVENTION OF THE CHARTER OF THE UN, THE INTERNATIONAL HUMANITARIAN LAW, AND WITH THE BASIC HUMAN RIGHTS AND FUNDAMENTAL FREEDOMS,

DEPLORING ISRAEL' S PERSISTENT DEFIANCE OF THE RELEVANT RESOLUTIONS OF THE UN AND ITS CONTINUED POLICY OF VIOLATING THE BASIC HUMAN RIGHTS OF THE POPULATION IN THE OCCUPIED ARAB TERRITORIES,

1. DEPLORES ISRAEL' S CONTINUED GRAVE BREACHES OF THE FOURTH GENEVA CONVENTION IN THE OCCUPIED ARAB TERRITORIES WHICH WERE CONSIDERED BY THE COMMISSION ON HUMAN RIGHTS AS WAR CRIMES AND AFFRONT TO HUMANITY;

2. REAFFIRMS THAT ALL MEASURES TAKEN BY ISRAEL TO CHANGE THE DEMOGRAPHIC STRUCTURE AND STATUS OF THE OCCUPIED ARAB TERRITORIES, INCLUDING OCCUPIED JERUSALEM, ARE NULL AND VOID;

3. CALLS UPON ISRAEL TO COMPLY WITH ITS OBLIGATIONS UNDER THE CHARTER OF THE UN, THE UNIVERSAL DECLARATION OF HUMAN RIGHTS, THE PRINCIPLES OF INTERNATIONAL HUMANITARIAN LAW, TO ABIDE BY ITS OBLIGATIONS UNDER THE FOURTH GENEVA CONVENTION AND TO RESPECT AND IMPLEMENT THE RELEVANT UN RESOLUTIONS;

4. FURTHER CALLS UPON ISRAEL TO IMMEDIATELY STOP THE ESTABLISHMENT OF SETTLEMENTS IN THE OCCUPIED ARAB TERRITORIES AND TO RESCIND ALL POLICIES AND MEASURES AFFECTING THE PHYSICAL CHARACTER AND DEMOGRAPHIC COMPOSITION OF THOSE TERRITORIES;

5. CALLS UPON ALL STATES TO DO THEIR UTMOST TO ENSURE THAT ISRAEL RESPECTS THE PRINCIPLES OF HUMAN RIGHTS AND FUNDAMENTAL FREEDOMS AND THAT IT DESISTS FROM ALL ACTS AND POLICIES AIMED AT LIMITED OFFICIAL USE

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CHANGING THE PHYSICAL CHARACTER AND DEMOGRAPHIC COMPOSITION OF THE OCCUPIED ARAB TERRITORIES PARTICULARLY THROUGH THE ESTABLISHMENT

OF SETTLEMENTS, THE DEPORTATION AND TRANSFER OF THE ARAB  
POPULATION;

6. CONSIDERS THAT ISRAEL'S POLICY OF SETTling PARTS OF ITS POP-  
ULATION INCLUDING IMMIGRANTS IN THE OCCUPIED ARAB TERRITORIES, IS  
A FLAGRANT VIOLATION OF ARTICLE 49 OF THE FOURTH  
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INFO OCT-01 ADP-00 AF-10 ARA-11 EA-11 EUR-25 NEA-10 RSC-01

IOE-00 INRE-00 USIE-00 SSO-00 CCO-00 NSCE-00 CIAE-00

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AS WELL AS THE RELEVANT UN RESOLUTIONS AND CALLS UPON ALL STATES  
AND ORGANIZATIONS NOT TO HELP NOR ASSIST ISRAEL IN ANY WAY TO  
ENABLE IT TO PURSUE ITS POLICY OF COLONIZING THE OCCUPIED ARAB  
TERRITORIES.

7. REQUESTS THE SECRETARY- GENERAL TO BRING THIS RESOLUTION TO  
THE ATTENTION OF ALL GOVERNMENTS, THE COMPETENT UN ORGANS,  
SPECIAL-  
IZED AGENCIES, REGIONAL INTER- GOVERNMENTAL ORGANIZATIONS, AND TO  
GIVE IT THE WIDEST POSSIBLE PUBLICITY AND TO REPORT TO THE NEXT  
SESSION OF THE COMMISSION ON HUMAN RIGHTS;

8. DECIDES TO PLACE ON THE PROVISIONAL AGENDA OF ITS 30 TH  
SESSION AS A MATTER OF HIGH PRIORITY, THE ITEM ENTITLED,  
" QUESTIONS OF THE VIOLATION OF HUMAN RIGHTS IN THE TERRITORIES  
OCCUPIED AS A RESULT OF HOSTILITIES IN THE MIDDLE EAST".

2. COMMENT: WOULD APPRECIATE VOTING INSTRUCTIONS PARAGRAPH BY  
PARAGRAPH AND ON RESOLUTION AS A WHOLE. EGYPTIANS INFORM US THAT  
WORDING OF OPERATIVE PARAGRAPH ONE IS MINIMUM ACCEPTABLE LANGUAGE  
ALTHOUGH THEY MIGHT CONSIDER DELETION OF REFERENCE TO WAR CRIMES  
IF THIS WOULD AFFECT VOTING PATTERNS. REQUEST INSTRUCTIONS IN  
CONTINGENCY THAT THIS PARA IS MODIFIED TO DELETE REFERENCE TO

WAR CRIMES.  
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3. WE HAVE CONTACTED WESTERN AND OTHER DELS AND SEEMS PROBABLE THAT NONE WOULD VOTE AGAINST RESOLUTION IN ITS PRESENT FORM. NETHERLANDS AND NORWAY RECOMMENDING ABSTENTION. UK AND FRANCE MIGHT VOTE IN FAVOR OR ABSTAIN. DOMINICAN REPUBLIC AND NICARAGUA WHICH MIGHT HAVE TAKEN NEGATIVE POSITION, ARE NOT REPRESENTED AT THE COMMISSION.

4. USDEL PLANS TO EXPLAIN VOTE ALONG LINES OF PREVIOUS STATEMENTS IN GA AND HRC. WE WOULD STRESS OUR CONTINUING CONCERN OVER REPORTS OF HUMAN RIGHTS VIOLATIONS THROUGHOUT THE REGION AFFECTED BY THE 1967 CONFLICT. WE WOULD NOTE, HOWEVER, THAT CHARGES OF VIOLATION AGAINST ISRAEL ARE NOT SUBSTANTIATED AND THAT REPORTS OF SPECIAL COMMITTEE IS ONE- SIDED IN CHARACTER. IF REFERENCE TO WAR CRIMES RETAINED IN RESOLUTION WE WOULD RESTATE OUR POSITION IN 28 TH HRC AND 52 ND ECOSOC. WE WOULD REAFFIRM OUR VIEW THAT GENEVA CONVENTIONS SHOULD BE APPLIED AND THAT BEST SOLUTION TO HUMAN RIGHTS PROBLEMS IN REGION IS THROUGH PEACEFUL SETTLEMENT IN ACCORDANCE WITH SECURITY COUNCIL RESOLUTION 242.

5. DEBATE OPENED MORNING MARCH 13 WITH ONLY EGYPT, TUNISIA, LEBANON AND PAKISTAN SPEAKING. ISRAEL PLANS TO SPEAK MARCH 14. REPORT FOLLOWS SEPTTEL. RIMESTAD

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\*\*\* Current Classification \*\*\* LIMITED OFFICIAL USE

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